

REISSUE APPLICATION DECLARATION BY THE INVENTOR

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PTO/SB/51 (02-01)

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Docket Number (Optional) 7594.10

## 

the	specification of which
	is attached hereto.
	was filed on <u>October 19</u> , <u>2001</u> as reissue application number <u>10</u> / <u>038</u> , <u>377</u> and was amended on
	(If applicable)
l hav	Ve reviewed and understand the contents of the above identified specification, including the claims

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing.

by reason of the patentee claiming more or less than he had the right to claim in the patent.

by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

See attached statement of error.

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GROUP 3003

PTO/SB/51 (02-01)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)  Docket Number (Optional) 7594.10							
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.							
Name(s) Douglas	s S. Fo	Registration Number	31013				
Paul W			34870		<del></del>		
Michael			33663				
James M. Stover 32759 Correspondence Address: Direct all communications about the application to:							
X Customer Nu	X Customer Number 26884				Number Bar		
		Type Customer Number	here		<b>PRIMI</b>		1
☐ Firm or Individual Name					26	884	
Address				<del>- · · · · · · · · · · · · · · · · · · ·</del>			
Address				,	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
City			State			Zip	
Country				1		·· <del>- · </del>	<del>, ,</del>
Telephone			Fax		<del></del>		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)							
Dusty L. Lut	z				<del> </del>		
Inventor's signature			Date				
Residence			Citizenship				
Mailing Address							
Full name of second joint inventor (given name, family name)							
Christopher A. Malchak Inventor's signature  Date							
Residence			Citizenship				
Mailing Address							
Full name of third joint inventor (given name, family name)							
Timothy E. Mason							
Inventor's signature Date							
Residence				Citizenship			
Mailing Address							
Additional joint inventors are named on separately numbered sheets attached hereto.							

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 3)

Full name of fourth joint inventor (given name, family name)
Ali M. Vassigh

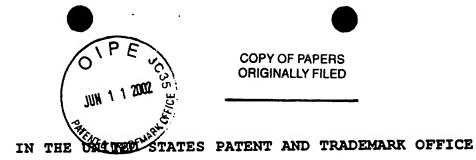
Inventor's signature

Residence 4733 South Cedar Trail
Stevensville, MI 49127

Mailing Address
Same as above

Docket Number (Optional)
7594.10

Citizenship
US



Attorney Docket No. 7594.10

In re Application for Reissue Of U.S. Patent No. 5,967,264

Dusty L. Lutz et al.

Art Unit: Unassigned

Serial No.: Unassigned

Examiner: Unassigned

Filed: October 19, 2001

For: METHOD OF MONITORING ITEM SHUFFLING IN A

POST-SCAN AREA OF A SELF-SERVICE CHECKOUT TERMINAL

Asst. Commissioner for Patents

Washington, D. C. 20231

# DECLARATION WITH STATEMENT OF ERROR IN SUPPORT OF REISSUE APPLICATION



Sir:

Applicants further declare the following:

The error upon which Applicants are relying to support the Reissue Application is that of claiming less than they

Applicants failed to appreciate the full scope of the invention. For example, Applicants now believe that the use of the term "shuffling" in Independent Claims 1 and 12 is unnecessarily limiting so as to render the original '264 patent partly inoperative. Applicants now believe that they are entitled to additional claims which do not include the term "shuffling". Applicants also believe that they are entitled to additional claims of greater scope.

All errors which are being corrected in the present Reissue Application up to the time of filing of this Declaration arose without any deceptive intention on the part of the Applicants.

This Reissue Application is being filed within two years of issuance of the '264 patent as required by 35 U.S.C. 251.

NCR Corporation

Law Vice President

OCT 1 9 2001 Dayton, Ohio



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# REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional) 7504 10

	7394.10					
As a below named inventor, I hereby declare that:						
My residence, mailing address and citizenship are stated below next to my name.  I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed						
in patent number 5,967,264 granted October 19 reissue patent is sought on the invention entitled METHOD OF M						
A POST-SCAN AREA OF A SELF-SERVICE CHECKOUT TERMINAL the specification of which						
	1					
is attached hereto.						
x was filed on <u>October 19</u> , <u>2001</u> as reissue application n and was amended on	umber 10 / 038, 377					
(If applicable)	·					
I have reviewed and understand the contents of the above identifi as amended by any amendment referred to above.						
I acknowledge the duty to disclose information which is material to 37 CFR 1.56.	patentability as defined in					
I verily believe the original patent to be wholly or partly inoperative	or invalid, for the reasons described					
below. (Check all boxes that apply.)	The state of the s					
by reason of a defective specification or drawing.						
by reason of the patentee claiming more or less than he had	the right to claim in the patent.					
by reason of other errors.						
At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:						
See attached statement of error.						

PTO/SB/51 (02-01)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE to a collection of information unless it displays a valid OMB

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agenti(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.  Name(s)    Name(s)   Douglas S. Foote   Registration Number   Registration Number   31013	Under the Paperwork Reduction	Act of 1995, no persons are required to resp	JOHO to a confection of this				
application and transact all business in the United States Patent and Trademark Office connected therewith.  Name(s)  Paul W. Martin Alanes M. Stover Correspondence Address: Direct all communications about the application to:    Customer Number   26884	(REISSUE APPLICATIO	(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)  Docket Number (Optional) 7594.10					
Name(s)   Douglas S. Foote   Registration Number   31013     Paul W. Martin   34870     Michael Chan   33673     James M. Stover   32759     Correspondence Address: Direct all communications about the application to:   I Customer Number   26884     Type Customer Number here   26884     Type Customer Number here   26884     Address   Address   Address   Address     City   State   Zip     Country   Telephone   Fax     I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may peoperdize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.   Full name of sole or first inventor (given name, family name)     Dusty L. Lutz     Inventor's signature	applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this						
Paul W. Martin 34870  Michael Chan 33663  James M. Stover 32759  Correspondence Address: Direct all communications about the application to:    Customer Number   26884	• •			icinark om			
Michael Chan  James M., Stover Correspondence Address: Direct all communications about the application to:    Customer Number   26884	Douglas S.	Foote Registration Number	31013			·	
Tames M. Stover Correspondence Address: Direct all communications about the application to:    X   Customer Number   26884							
Correspondence Address: Direct all communications about the application to:    X   Customer Number   26884   Type Customer Number here   26884						<del></del>	
Type Customer Number here    Cass	James M. S Correspondence Addres						
Firm or Individual Name  Address  Address  City  Country  Telephone  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)  Dustry L. Lutz  Inventor's signature  Date  1 23 02  Residence  3490 M111 Valley DTIVe Dacula, GA 30019  Mailing Address Same as above  Full name of second joint inventor (given name, family name)  Christopher A Malchark Inventor's signature  Residence 120 Cobble from Way Alpharetra, GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  Mason  Inventor's signature  Mason  Citizenship  Buford, GA 30519  Date  Citizenship  IIS	X Customer Numbe	26884			A PHONE	Number Bar	
Address Address City Country Telephone I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name) Dusty L. Lutz Inventor's signature Date 4/23/02 Residence 3490 M111 Valley Drive Dacula, GA 30019 Mailing Address Same as above Full name of second joint inventor (given name, family name) Christopher A Malchak Inventor's signature  Residence 120 Cobbletond Way Alpharetra, GA 30004 Mailing Addresse Same as above  Full name of third joint inventor (given name, family name) Timothy E. Mason Inventor's signature  Date 7/00  Residence 1965 Deer Creek Trail Buford, GA 30519  Citizenship Buford, GA 30519		Type Customer Num	ber here	9			
City State Zip  Country  Telephone Fax  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)  Dusty L. Lutz  Inventor's signature  Date L 23 OZ  Residence 3490 M111 Valley Drive Dacula, GA 30019  Mailing Address Same as above  Full name of second joint inventor (given name, family name)  Christopher A Malchafk Inventor's signature  Date 5 100  Citizenship  IIS  Residence 120 Cobbleytond Way Alpharetra, GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  Date 7700  Citizenship Buford, GA 30519  Citizenship Buford, GA 30519	Firm or Individual Name		_	PATEN	26884		
City  Country  Telephone  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and Imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)  Dusty L. Lutz  Inventor's signature  Date  Date  Date  Date  Date  Date  Date  Signature  Christopher A, Malchak  Inventor's signature  Date  Date  Signature  Citizenship  IIS  Residence 120 Cobbleytone Way  Alpharetta, GA 30004  Mailing Addresse  Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  Mason  Inventor's signature  Mason  Date  Citizenship  Citizenship  Buford, GA 30519	Address					:	
Telephone  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)  Dusty L. Lutz  Inventor's signature  Date  Date  Citizenship  Christopher A Malchak  Inventor's signature  Date  Sylva  Citizenship  IIS  Residence 120 Cobblestond Way  Alpharetta, GA 30004  Mailing Address  Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  Date  Citizenship  Lis  Date  Citizenship  IIS  Residence 1965 Deer Creek Trail  Buford, GA 30519	Address						
Telephone	City		State	<u>.</u>	Zip		
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Residence 3490 M111 Valley Drive Dacula, GA 30019  Mailing Address Same as above  Full name of second joint inventor (given name, family name) Christopher A Malchak Inventor's signature Residence 120 Cobblestone Way Alpharetta, GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name) Timothy E. Mason Inventor's signature  Timothy E. Mason Inventor's signature  Malchak Date  Citizenship  IIS  Date  Citizenship  Citizenship  Citizenship  Citizenship  Date  Citizenship  Citizenship  Date  Citizenship	the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.  Full name of sole or first inventor (given name, family name)						
Mailing Address Same as above  Full name of second joint inventor (given name, family name)  Christopher A. Malchak Inventor's signature  Residence 120 Cobblestond Way Alpharetta, GA 30004  Mailing Address Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  M. M. Date  Citizenship  Date  Citizenship  Citizenship  Date  Citizenship  Citizenship  Residence 1965 Deer Creek Trail  Buford, GA 30519		Just hat	Date L	123/07	)	·	
Full name of second joint inventor (given name, family name) Christopher A, Malchak Inventor's signature  Residence 120 Cobblestone Way Alpharetta. GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name) Timothy E. Mason Inventor's signature  Residence 1965 Deer Creek Trail Buford, GA 30519  Citizenship  Citizenship  Date  (7(0)  Citizenship  US	i Residerica	-	Citizenship		•		
Christopher A Malchak Inventor's signature  Residence 120 Cobblestone Way Alpharetta. GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name) Timothy E. Mason Inventor's signature  Residence 1965 Deer Creek Trail Buford, GA 30519  Date  Citizenship  Citizenship  Date  Citizenship  US				<u> </u>	· · · · · · · · · · · · · · · · · · ·		
Inventor's signature  Residence 120 Cobblestone Way Alpharetta. GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature May Date (70)  Residence 1965 Deer Creek Trail Buford, GA 30519  Date Symptoms  Citizenship US  Citizenship US	•		name)				
Residence 120 Cobblestond Way Alpharetta. GA 30004  Mailing Addresse Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature  M. G. M. Date  Citizenship  Date  Citizenship  Citizenship  Date  Citizenship  Residence 1965 Deer Creek Trail  Buford, GA 30519  Citizenship  US		A. Malchak	ID-4-				
Alpharetta, GA 30004  Mailing Addrage Same as above  Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature M G M Date (7(0))  Residence 1965 Deer Creek Trail  Buford, GA 30519  US  Citizenship  US		Date 5	5/7/02-				
Full name of third joint inventor (given name, family name)  Timothy E. Mason  Inventor's signature M G M Date (7(0)  Residence 1965 Deer Creek Trail Buford, GA 30519  Citizenship US	Residence 120 Cobb1	Citizenship	Citizenship / /				
Timothy E. Mason  Inventor's signature							
Residence 1965 Deer Creek Trail Buford, GA 30519  Date 5/7(0)  Citizenship US	Full name of third joint inventor (given name, family name)						
Residence 1965 Deer Creek Trail Buford, GA: 30519  Citizenship US							
Buford, GA: 30519 US	1072700						
Additional joint inventors are named on separately numbered sheets attached hereto.							

	Docket Number (Optional)				
(REISSUE APPLICATION DECLARATION BY THE INVENTOR, pa	7594.10				
Full name of fourth joint inventor (given name, family name)  Ali M. Vassigh					
		Date			
Residence	Citizenship				
Mailing Address					





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 7594.10

In re Application for Reissue Of U.S. Patent No. 5,967,264

Dusty L. Lutz et al.

Art Unit: Unassigned

Serial No.: Unassigned

Examiner: Unassigned

Filed: October 19, 2001

For: METHOD OF MONITORING ITEM SHUFFLING IN A

POST-SCAN AREA OF A SELF-SERVICE CHECKOUT TERMINAL

Asst. Commissioner for Patents

Washington, D. C. 20231

### DECLARATION WITH

## STATEMENT OF ERROR IN

#### SUPPORT OF REISSUE APPLICATION

Sir:

Applicants further declare the following:

The error upon which Applicants are relying to support the Reissue Application is that of claiming less than they

had the right to claim in the above identified Patent 5,967,264 ("the '264 patent").

Applicants failed to appreciate the full scope of the invention. For example, Applicants now believe that the use of the term "shuffling" in Independent Claims 1 and 12 is unnecessarily limiting so as to render the original '264 patent partly inoperative. Applicants now believe that they are entitled to additional claims which do not include the term "shuffling". Applicants also believe that they are entitled to additional claims of greater scope.

All errors which are being corrected in the present Reissue Application up to the time of filing of this Declaration arose without any deceptive intention on the part of the Applicants.

This Reissue Application is being filed within two years of issuance of the '264 patent as required by 35 U.S.C. 251.

NCR Corporation

Law Vice President

OCT 1 9 2001 Dayton, Ohio